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3 UNITED STATES DISTRICT COURT  
4 DISTRICT OF NEVADA

5 \* \* \*

6 JOSE CESAR CAMACHO,

Case No. 2:18-cv-02063-MMD-PAL

7 Petitioner,

ORDER

8 v.

9 ATTORNEY GENERAL FOR THE STATE  
OF NEVADA, *et al.*,

10 Respondents.  
11

12 Petitioner filed a habeas petition under 28 U.S.C. § 2241 without properly  
13 commencing the action by paying the filing fee or filing a complete pauper application.  
14 LSR 1-1, 1-2. It does not appear that a dismissal without prejudice would cause Petitioner  
15 substantial prejudice. This improperly commenced action therefore will be dismissed  
16 without prejudice.

17 It is therefore ordered that this action is dismissed without prejudice. Petitioner  
18 must file any new petition, and either pay the filing or fee or submit a complete pauper  
19 application, in a new action only, and must not file any more documents in this case.

20 It further is ordered that a certificate of appealability is denied. Jurists of reason  
21 would not find debatable whether the Court was correct in its dismissal of the action  
22 without prejudice on procedural grounds, for the reasons discussed herein.

23 The Clerk of Court is instructed to send Petitioner a copy of his papers in this  
24 action, along with copies of the forms and instructions for an inmate pauper application  
25 and § 2241 habeas petition.

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1 The Clerk of Court is further instructed to enter final judgment accordingly,  
2 dismissing this action without prejudice.

3 DATED THIS 15<sup>th</sup> day of November 2018.

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5 MIRANDA M. DU  
6 UNITED STATES DISTRICT JUDGE  
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